

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Matthias Brunner

Serial No.: 10/518,780

Confirmation No.: 3146

Filed: December 17, 2004

For: Drive Apparatus with
Improved Testing Properties§
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§Int'l Appl'n No.: PCT/EP03/06481
Int'l Filing Date: June 18, 2003

MAIL STOP PCT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

37 CFR 1.8

I hereby certify that this correspondence is being deposited on May
9, 2005, with the United States Postal Service as First Class Mail
in an envelope addressed to: Mail Stop PCT, Commissioner for
Patents, P.O. Box 1450 Alexandria, VA 22313-1450.9 May 2005
DateKeith M. Tackett
Signature

Dear Sir:

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN
THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Applicant files this Response to Notification of Missing Requirements (Form PCT/DO/EO/905 (371 Formalities Notice)), within the two-month period set to expire on June 27, 2005. The notice (copy enclosed) indicates that the application was filed without Oath or Declaration of inventor.

Enclosed for filing in the above-referenced application is an authorization for payment of the surcharge and the signed Declaration in response to the missing requirements request.

The Commissioner is hereby authorized to charge a total of \$130.00 as payment of the surcharge associated with this Communication and Response, or credit any overpayment, to Deposit Account No. 20-0782/ZIMR/0014/KMT.

Date:

9 May 2005

Respectfully submitted,

Keith M. Tackett

Keith M. Tackett

Registration No. 32,008

MOSER, PATTERSON & SHERIDAN, L.L.P.

3040 Post Oak Blvd. Suite 1500

Houston, TX 77056

Telephone: (713) 623-4844

Facsimile: (713) 623-4846

Attorney for Applicant(s)

05/16/2005 MKAYPAGH 00000084 200782 10518780

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|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/518,780 | Matthias Brunner | ZIMR/0014 |

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|-------------------------------|
| INTERNATIONAL APPLICATION NO. |
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PCT/EP03/06481

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|-----------------|---------------|
| LA. FILING DATE | PRIORITY DATE |
| 06/18/2003 | 06/19/2002 |

B Todd Patterson
 Moser Patterson & Sheridan
 3040 Post Oak Boulevard
 Suite 1500
 Houston, TX 77056

CONFIRMATION NO. 3146

371 FORMALITIES LETTER



OC000000015662165

Date Mailed: 04/27/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/17/2004
- Copy of the International Search Report filed on 12/17/2004
- Preliminary Amendments filed on 12/17/2004
- Information Disclosure Statements filed on 12/17/2004
- Small Entity Statement filed on 12/17/2004
- Copy of references cited in ISR filed on 12/17/2004
- U.S. Basic National Fees filed on 12/17/2004
- Priority Documents filed on 12/17/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

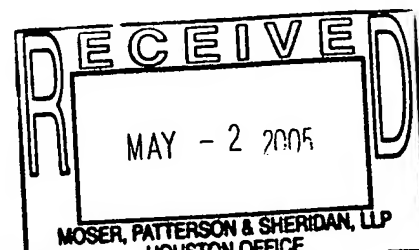
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE



DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DEBORAH D WILLIAMS

Telephone: (703) 308-9140 EXT 205

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/518,780 | PCT/EP03/06481 | ZIMR/0014 |

FORM PCT/DO/EO/905 (371 Formalities Notice)